GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Allegation of corruption against Sri Sobha Subba Rao, S/o late Rama Murthy, Forest Section Officer, Ananthagiri Section, Visakhapatnam district- Trapped on 25.04.2016 – Sanction of prosecution order under the Prevention of Corruption Act – Orders – Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (SEC.IV) DEPARTMENT

G.O.MS.No. 34 **Dated: 22-03-2018**

O R D E R:

Whereas Sri Sobha Subba Rao, S/o Late Rama Murthy, worked as Forest Section Officer, Ananthagiri Section, Visakhapatnam District from 24.11.2014 to 25.04.2016 and by virtue of the post held by him, he falls under the category of public servant as defined under section 2 (c) of the Prevention of Corruption Act,1988, (Act 49/1988).

2) And whereas, Sri Naraji Prasada Rao, S/o Donnu is a resident of Jakaravalasa Village, Ananthagiri Mandal, Visakhapatnam District. Sri S. Subba Rao, Forest Section Officer, along with his subordinates, went to the house of Sri Prasada Rao on 19.3.2016. On the instructions of Sri S. Subba Rao, his subordinate took photographs of two teak logs which were lying in the compound of the house of Sri Prasada Rao. Sri Sobha Subba Rao alleged that the teak logs were brought from the Reserve Forest and he would book a case against him. Then Sri Naraji Prasada Rao informed Sri S. Subba Rao, Forest Section Officer, that he had purchased two teak trees from Srigandha of Chilakalagedda Village for Rs.5000/- after these teak trees had fallen down during Hudhud Cyclone and that after utilizing some teak wood for his house construction, remaining two teak logs, each about 4 feet length, were kept in front of his house at Jakaravalasa village. Then, Sri S.Subba Rao, Forest Section Officer, told Sri Naraji Prasada Rao that he would have to face problems if a case is booked against him and demanded bribe of Rs.25,000/- from him to settle the matter. On the repeated requests of Naraji Prasada Rao, Sri S. Subba Rao, Forest Section Officer reduced the bribe amount to Rs.11,000/- and asked him to pay the said amount at S.Kota. On 23.11.2016, Sri S.Subba Rao, Forest Section Officer contacted Sri Naraji Prasada Rao over phone. When Sri Naraji Prasada Rao met Sri S. Subba Rao, he demanded the bribe amount for which Sri Naraji Prasada Rao, had stated that he was having Rs.2,000/- only. Then, Sri S. Subba Rao Forest Section Officer took the amount of Rs.2,000/- from Sri Naraji Prasad Rao and instructed him to pay the remaining bribe amount of Rs.9,000/- within two or three days to him in S. Kota. As there was no alternative, Sri Naraji Prasada Rao agreed to pay the said bribe amount to Sri S.Subba Rao;

3) And whereas Sri Naraji Prasada Rao was not willing to pay the bribe to Sri S. Subba Rao, he presented a written report to DSP, ACB Visakhapatnam with a request to take necessary action against Sri Shoba Subba Rao. After following due procedure, the DSP, ACB, Visakhapatnam Range, registered the report of Naraji Prasada Rao as a Case in Cr.No. 10/RCT- VSP/2016 U/s 7 of PC Act, 1988 of ACB, Visakhapatnam Range, Visakhapatnam on 25-04-2016 at 11.00 hrs and took up investigation;

4) And whereas, during the course of trap on 25-04-2016 at about 15.05 hrs, Sri S. Subba Rao was trapped when he further demanded and accepted the bribe amount of Rs.9,000/- from Naraji Prasada Rao at his temporary residence at S.Kota, Vizianagaram District. During post-trap proceedings, the tainted currency was recovered from the left side shirt pocket of Sri Sobha Subba Rao at his instance. The serial numbers of the said currency notes were found to have tallied with serial numbers mentioned in the pre-trap proceedings. Both the hands of Sri Subba Rao and the chemical wash of inner linings of his left side shirt pocket yielded positive result in the chemical test. The DSP seized the tainted amount of Rs.9,000/-,connected records, material objects and prepared rough sketch of the scene of offence;

5) And whereas, the aforesaid acts of Sri Sobha Subba Rao, S/o Late Rama Murthy, Forest Section Officer, Ananthagiri Section, Visakhapatnam constitute offences punishable under sections 7 & 13(2) r/w section 13(1)(d) of the Prevention of Corruption Act,1988.

6) And whereas, the Government of Andhra Pradesh, being the competent authority to remove the said Sri Sobha Subba Rao, S/o Late Rama Murthy, Forest Section Officer, Ananthagiri Section, Visakhapatnam District from the Government service, after fully and carefully examining the material i.e. FIR, Pre & Post trap proceedings, relevant records, statements of witnesses, explanation of Sri Sobha Subba Rao and final report of the DG ACB etc., placed before them in respect of the above allegations and having regard to the facts and circumstances of the case, consider that Sri Sobha Subba Rao, S/o Late Rama Murthy, Forest Section Officer, Ananthagiri Section, Visakhapatnam District should be prosecuted in a competent court of law for the aforesaid offences.

7) Now, therefore, in exercise of the powers conferred under clause(b) of sub- section (1) of section 19 of the Prevention of Corruption Act,1988 (Central Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for the prosecution of Sri Sobha Subba Rao, S/o Late Rama Murthy, Forest Section Officer, Ananthagiri Section, Visakhapatnam District for the above said offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub section (1) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) and for any other cognate offences punishable under any other provision of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a Court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti-Corruption Bureau,
A.P., Vijayawada.

Copy to:
Law (G) Department,
A.P., Secretariat.
S/f, S/c.